

Senate Bill No. 345

Passed the Senate August 27, 1998

Secretary of the Senate

Passed the Assembly September 9, 1997

Chief Clerk of the Assembly

This bill was received by the Governor this ____ day
of _____, 1998, at ____ o'clock __M.

Private Secretary of the Governor

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CHAPTER ____

An act to amend Sections 33370, 33381, and 62000.14 of, to repeal Sections 33371 and 33372 of, the Education Code, relating to Indian education centers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 345, Polanco. Indian education centers.

(1) Existing law, which is presently inoperative, establishes within the State Department of Education a Bureau of Indian Education to study and identify the cultural and educational disadvantages affecting American Indian children in the existing public school system. Existing law also requires the Indian Coordinator to be in charge of the Bureau of Indian Education.

This bill would redesignate that bureau as the American Indian Education Unit and would additionally require that unit to provide administrative oversight of American Indian education programs established by the state. The bill would also redesignate the coordinator as the American Indian Education Unit Coordinator and would require the Superintendent of Public Instruction to appoint an American Indian Education Unit Coordinator to be responsible for the American Indian Education Unit.

(2) Existing law requires the Indian Coordinator to be responsible to the Superintendent of Public Instruction and to meet and consult with the Equal Educational Opportunity Commission.

This bill would repeal that provision.

(3) Under existing law, the Legislature is required to conduct a comprehensive review of certain education programs. These programs, as presently maintained, cease to be operative on various specified dates, unless the Legislature enacts legislation providing otherwise. If the Legislature does not enact that legislation, funding for the general purpose of the program may continue after



the termination date, but relevant statutes and regulations are not operative. Under current law, the provisions governing California Indian education centers ceased to be operative January 1, 1997.

This bill would delete the January 1, 1997, inoperative date, establish a new inoperative date of January 1, 2002, and specify that all statutes and regulations relative to California Indian education centers that became inoperative on that date shall become operative on the date this act takes effect.

(4) This bill would require the Superintendent of Public Instruction to allocate any funds appropriated from the General Fund to the State Department of Education in the Budget Act of 1997, and each Budget Act thereafter, for the purposes of the California Indian education centers as specified, including for the purpose of establishing new California Indian education centers on the basis of unserved need, and for the purposes of transportation, educational technology, staff development, specified coordinated programs, and direct services at California Indian education centers.

(5) This bill would declare that it is to take effect immediately as an urgency statute.

The people of the State of California do enact as follows:

SECTION 1. Notwithstanding any other provision of law, all sections of the Education Code and of the California Code of Regulations relative to California Indian education centers that became inoperative on January 1, 1997, pursuant to Section 62000.14 of the Education Code, shall be reactivated on the date this act takes effect.

SEC. 2. Section 33370 of the Education Code is amended to read:

33370. (a) There is hereby created within the State Department of Education an American Indian Education Unit, which shall provide administrative oversight of American Indian education programs established by the state and shall study and identify the cultural and



educational disadvantages affecting American Indian children in the present existing public school system.

(b) The Superintendent of Public Instruction shall appoint an American Indian Education Unit Coordinator who shall be responsible for the American Indian Education Unit.

SEC. 3. Section 33371 of the Education Code is repealed.

SEC. 4. Section 33372 of the Education Code is repealed.

SEC. 5. Section 33381 of the Education Code is amended to read:

33381. The California Indian education centers established pursuant to this article shall serve as educational resource centers in American Indian communities to the American Indian pupils, parents, and the public schools. The centers shall be designed to:

(a) Improve the academic achievement of American Indian pupils with particular emphasis on reading and mathematics.

(b) Improve the self-concept of American Indian pupils and adults.

(c) Increase the employment of American Indian adults.

(d) Serve as a center for related community activities.

(e) Provide tutorial assistance to pupils in reading and mathematics.

(f) Provide individual and group counseling to pupils and adults related to personal adjustment, academic progress, and vocational planning.

(g) Provide coordinated programs with the public schools.

(h) Provide a neutral location for parent-teacher conferences.

(i) Provide a focus for summer recreational sports and academic experience.

(j) Provide adult classes and activities.

(k) Provide college-related training programs for prospective American Indian teachers.



(l) Provide libraries and other related educational material.

SEC. 6. Section 62000.14 of the Education Code is amended to read:

62000.14. The California Indian Education Center Program shall sunset on January 1, 2002.

SEC. 7. The Superintendent of Public Instruction shall allocate any funds appropriated from the General Fund to the State Department of Education in the Budget Act of 1997–98, and each Budget Act thereafter, for the purposes of the California Indian Education Center Program established pursuant to Article 6 (commencing with Section 33380) of Chapter 2 of Part 20 of the Education Code, as follows:

(a) For the establishment of new centers pursuant to Section 33383 of the Education Code on the basis of unserved need.

(b) For educational technology for centers including, but not limited to, installation and maintenance of high-speed telephone lines, computer hardware and software, and Internet access.

(c) For the upgrade and replacement of vehicles used for transportation at centers.

(d) For existing centers for staff development, coordinated programs with the schools, child care, adult education, and teen pregnancy prevention, and direct services including, but not limited to, literacy, reading reinforcement, mathematics enrichment, tutoring, and instructional materials.

SEC. 8. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order that the provisions of law relative to California Indian education centers that became inoperative on January 1, 1997, be reactivated as soon as possible, it is necessary that this act take effect immediately.



Approved _____, 1998

Governor

